

RESPONSE TO OFFICE ACTION MAILED AUGUST 24/2006
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S/N: 10/201.490
ATTY. DKT. NO.: GLBL047

NOV 22 2006

REMARKS

The present response is intended to be fully responsive to the rejection raised in the Office Action, and is believed to place the application in condition for allowance. Further, the Applicants do not acquiesce to any portion of the Office Action not particularly addressed. Favorable reconsideration and allowance of the application is respectfully requested.

In the Office Action, the Office noted that claims 1-21 are pending, and that claims 1-21 are rejected. In view of the following discussion, the Applicants submit that none of the claims now pending in the application are (i) lacking under the provisions of 35 U.S.C. §112, (ii) anticipated under the provisions of 35 U.S.C. §102 or (iii) obvious under the provisions of 35 U.S.C. §103. Thus, Applicants believe that all of these claims are now in condition for allowance.

I. ALLOWABLE SUBJECT MATTER

The Applicants thank the Office for noting that claim(s) 1-21 would be allowable if amended to overcome the rejection under 35 U.S.C. §112, first paragraph, set forth in this Office action, without the addition of new matter. As set forth below, however, the Applicants submit that the specification provides more than adequate support as to enable one skilled in the art to make and/or use the claimed invention. Therefore, the Applicants submit that the claims need not be amended to overcome the rejection, and are allowable in present form.

II. REJECTIONS

Response to §112 Rejection of Claims 1-21

The Office rejected claims 1-21 under 35 U.S.C. §112, first paragraph, as failing to comply with the enablement requirement. The Applicants respectfully traverse this rejection.

In the Office Action, the Office originally contended that the claims 1-21 contain subject matter which was not described in the specification in such a way as to enable one skilled in the art to which it pertains, or with which it is most nearly connected, to make and/or use the invention. Specifically, the Office stated:

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"The disclosure includes equations on p. 13 and 15, which shows the determination of the pseudorange residual, but fails to show how to determine the time-of day (claims 1-19) or the position (claims 20-21) from that. Thus, one skilled in the art to which the invention pertains, or with which it is most nearly connected, would not be able to make and/or use the invention."

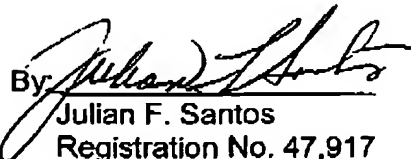
However, pursuant to a communication with the Office on November 20, 2006, the Office indicated that, upon further review of the present application (and specifically paragraph 41 on page 15; the equation on page 15 and explanation thereof; and description incorporated by reference from U.S. Patent No. 6,417,801), the rejection under 35 U.S.C. §112, first paragraph was in error. Consequently, the Applicants submit that the claims 1-21 are not lacking under the provisions of 35 U.S.C. §112, first paragraph. Accordingly, the Applicants believe that all these claims are presently in condition for allowance.

Both reconsideration of this application and its swift passage to issue are earnestly solicited. If, however, the Office believes that any unresolved issues still exist or if, in the opinion of the Office, a telephone conference would expedite passing the present application to issue, the Office is invited to call the undersigned attorney directly at 732-978-4899 or the office of the undersigned attorney at 732-978-7100 so that appropriate arrangements can be made for resolving such issues as expeditiously as possible.

Respectfully submitted,

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Date: November 22, 2006

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